

SEC. 1064. MODIFICATION OF DEPARTMENT OF DEFENSE THRESHOLD FOR THE DISINTERMENT OF UNIDENTIFIED REMAINS.

Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall amend section 4.1a.(1) of Department of Defense Instruction (DoDI) 1300.29, dated June 28, 2021, or any successor regulation, to provide that the threshold for disinterring commingled remains interred as group remains unknown is individual identification of 50 percent of the service members associated with the group.

SA 3962. Mr. ROMNEY (for himself, Mr. KANE, Mr. YOUNG, and Mr. MARKEY) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle G of title XII, add the following:

SEC. 1283. DIPLOMATIC BOYCOTT OF THE XXIV OLYMPIC WINTER GAMES AND THE XIII PARALYMPIC WINTER GAMES.

(a) STATEMENT OF POLICY.—It shall be the policy of the United States—

(1) to implement a diplomatic boycott of the XXIV Olympic Winter Games and the XIII Paralympic Winter Games in the People's Republic of China; and

(2) to call for an end to the Chinese Communist Party's ongoing human rights abuses, including the Uyghur genocide.

(b) FUNDING PROHIBITION.—

(1) IN GENERAL.—Notwithstanding any other provision of law, the Secretary of State may not obligate or expend any Federal funds to support or facilitate the attendance of the XXIV Olympic Winter Games or the XIII Paralympic Winter Games by any employee of the United States Government.

(2) EXCEPTION.—Paragraph (1) shall not apply to the obligation or expenditure of Federal funds necessary—

(A) to support—

(i) the United States Olympic and Paralympic Committee;

(ii) the national governing bodies of amateur sports; or

(iii) athletes, employees, or contractors of the Olympic and Paralympic Committee or such national governing bodies; or

(B) to provide consular services or security to, or otherwise protect the health, safety, and welfare of, United States persons, employees, contractors, and their families.

(3) WAIVER.—The Secretary of State may waive the applicability of paragraph (1) in a circumstance in which the Secretary determines a waiver is the national interest.

SA 3963. Ms. HIRONO submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. COLLECTION OF DEMOGRAPHIC INFORMATION FOR PATENT INVENTORS.

(a) AMENDMENT.—Chapter 11 of title 35, United States Code, is amended by adding at the end the following:

“§ 124. Collection of demographic information for patent inventors

“(a) VOLUNTARY COLLECTION.—The Director shall provide for the collection of demographic information, including gender, race, military or veteran status, and any other demographic category that the Director determines appropriate, related to each inventor listed with an application for patent, that may be submitted voluntarily by that inventor.

“(b) PROTECTION OF INFORMATION.—The Director shall—

“(1) keep any information submitted under subsection (a) confidential and separate from the application for patent; and

“(2) establish appropriate procedures to ensure—

“(A) the confidentiality of any information submitted under subsection (a); and

“(B) that demographic information is not made available to examiners or considered in the examination of any application for patent.

“(c) RELATION TO OTHER LAWS.—

“(1) FREEDOM OF INFORMATION ACT.—Any demographic information submitted under subsection (a) shall be exempt from disclosure under section 552(b)(3) of title 5.

“(2) FEDERAL INFORMATION POLICY LAW.—Subchapter I of chapter 35 of title 44 shall not apply to the collection of demographic information under subsection (a).

“(d) PUBLICATION OF DEMOGRAPHIC INFORMATION.—

“(1) REPORT REQUIRED.—Not later than 1 year after the date of enactment of this section, and not later than January 31 of each year thereafter, the Director shall make publicly available a report that, except as provided in paragraph (3)—

“(A) includes the total number of patent applications filed during the previous year disaggregated—

“(i) by demographic information described in subsection (a); and

“(ii) by technology class number, technology class title, country of residence of the inventor, and State of residence of the inventor in the United States; and

“(B) includes the total number of patents issued during the previous year disaggregated—

“(i) by demographic information described in subsection (a); and

“(ii) by technology class number, technology class title, country of residence of the inventor, and State of residence of the inventor in the United States; and

“(C) includes a discussion of the data collection methodology and summaries of the aggregate responses.

“(2) DATA AVAILABILITY.—In conjunction with issuance of the report under paragraph (1), the Director shall make publicly available data based on the demographic information collected under subsection (a) that, except as provided in paragraph (3), allows the information to be cross-tabulated to review subgroups.

“(3) PRIVACY.—The Director—

“(A) may not include personally identifying information in—

“(i) the report made publicly available under paragraph (1); or

“(ii) the data made publicly available under paragraph (2); and

“(B) in making publicly available the report under paragraph (1) and the data under

paragraph (2), shall anonymize any personally identifying information related to the demographic information collected under subsection (a).

“(e) BIENNIAL REPORT.—Not later than 2 years after the date of enactment of this section, and every 2 years thereafter, the Director shall submit to Congress a biennial report that evaluates the data collection process under this section, ease of access to the information by the public, and recommendations on how to improve data collection.”.

(b) TECHNICAL AND CONFORMING AMENDMENT.—The table of sections at the beginning of chapter 11 of title 35, United States Code, is amended by adding at the end the following:

“124. Collection of demographic information for patent inventors.”.

SA 3964. Ms. HIRONO submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title XXVIII, add the following:

SEC. 2815. APPLICABILITY OF WINDOW FALL PREVENTION REQUIREMENTS TO ALL MILITARY FAMILY HOUSING WHETHER PRIVATIZED OR GOVERNMENT-OWNED AND GOVERNMENT-CONTROLLED.

(a) TRANSFER OF WINDOW FALL PREVENTION SECTION TO MILITARY FAMILY HOUSING ADMINISTRATION SUBCHAPTER.—

(1) IN GENERAL.—Section 2879 of title 10, United States Code—

(A) is transferred to appear after section 2856 of such title; and

(B) is redesignated as section 2857.

(2) CLERICAL AMENDMENTS.—

(A) ALTERNATIVE AUTHORITY.—The table of sections at the beginning of subchapter IV of chapter 169 of such title is amended by striking the item relating to section 2879.

(B) ADMINISTRATION.—The table of sections at the beginning of subchapter III of chapter 169 of such title is amended by inserting after the item relating to section 2856 the following new item:

“2857. Window fall prevention devices in military family housing units.”.

(b) APPLICABILITY OF SECTION TO ALL MILITARY FAMILY HOUSING.—Section 2857 of title 10, United States Code, as transferred and redesignated by subsection (a)(1), is amended—

(1) in subsection (a)(1), by striking “acquired or constructed under this chapter”; and

(2) in subsection (b)(1), by striking “acquired or constructed under this chapter”; and

(3) by adding at the end the following new subsection:

“(e) APPLICABILITY TO ALL MILITARY FAMILY HOUSING.—This section applies to military family housing under the jurisdiction of the Department of Defense and military family housing acquired or constructed under subchapter IV of this chapter.”.

(c) IMPLEMENTATION PLAN.—In the report required to be submitted in 2022 pursuant to subsection (d) of section 2857 of title 10, United States Code, as transferred and redesignated by subsection (a)(1) and amended by subsection (b), the Secretary of Defense shall include a plan for implementation of the fall

protection devices described in subsection (a)(3) of such section as required by such section.

(d) **LIMITATION ON USE OF FUNDS PENDING SUBMISSION OF OVERDUE REPORT.**—Of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2022 for the Office of the Assistant Secretary of Defense for Energy, Installations, and Environment, not more than 50 percent may be obligated or expended until the date on which the Secretary of Defense certifies to the congressional defense committees that—

(1) the independent assessment required by section 2817(b) of the Military Construction Authorization Act of 2018 (division B of Public Law 115-91; 131 Stat. 1852) has been initiated; and

(2) the Secretary expects the report containing the results of that assessment to be submitted to the congressional defense committees by September 1, 2022.

SA 3965. Ms. HIRONO (for herself and Mr. CRAMER) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title III, add the following new section:

SEC. 318. INSPECTION OF PIPING AND SUPPORT INFRASTRUCTURE AT JOINT BASE PEARL HARBOR-HICKAM IN HAWAII, INCLUDING RED HILL BULK FUEL STORAGE FACILITY.

(a) **SENSE OF CONGRESS.**—In order to fully effectuate national security, assure the maximum safe utilization of the Red Hill Bulk Fuel Storage Facility, and fully address concerns as to potential impacts of the facility on public health, it is the sense of Congress that the Secretary of the Navy and the Director of the Defense Logistics Agency should—

(1) operate and maintain the Red Hill Bulk Fuel Storage Facility to the highest standard possible; and

(2) require safety inspections to be conducted more frequently based on the corrosion rate of the piping and overall condition of the pipeline system and support equipment at the facility.

(b) **INSPECTION REQUIREMENT.**—

(1) **INSPECTION REQUIRED.**—The Secretary of the Navy shall direct the Naval Facilities Engineering Command to conduct an inspection of the pipeline system, supporting infrastructure, and appurtenances, including valves and any other corrosion prone equipment, for the fuel system at Joint Base Pearl Harbor-Hickam, Hawaii, including at the Red Hill Bulk Fuel Storage Facility.

(2) **INSPECTION AGENT; STANDARDS.**—The inspection required by paragraph (1) shall be performed—

(A) by an independent inspector certified by the American Petroleum Institute who will present findings of the inspection and options to the Secretary of the Navy for improving the integrity of the fuel system at Joint Base Pearl Harbor-Hickam, including Red Hill Bulk Fuel Storage Facility and its appurtenances; and

(B) in accordance with the Unified Facilities Criteria (UFC-3-460-03) and American Petroleum Institute 570 inspection standards.

(3) **EXCEPTION.**—The inspection required by this paragraph (1) excludes the fuel tanks at the Red Hill Bulk Fuel Storage Facility.

(c) **LIFE-CYCLE SUSTAINMENT PLAN.**—In conjunction with the inspection required by subsection (b), the Naval Facilities Engineering Command shall prepare a life-cycle sustainment plan for the Red Hill Bulk Fuel Storage Facility, which shall consider the current condition and service life of the tanks, pipeline system, and support equipment.

(d) **SUBMISSION OF RESULTS AND PLAN.**—Not later than one year after the date of the enactment of this Act, the Secretary of the Navy shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report containing—

(1) the results of the inspection conducted under subsection (b);

(2) the life-cycle sustainment plan prepared under subsection (c); and

(3) options on improving the security and maintenance of the Red Hill Bulk Fuel Storage Facility.

SA 3966. Ms. HIRONO (for herself and Ms. MURKOWSKI) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title X, insert the following:

SEC. 10. EXEMPTION FROM IMMIGRANT VISA LIMIT FOR CHILDREN OF CERTAIN FILIPINO WORLD WAR II VETERANS.

Section 201(b)(1) of the Immigration and Nationality Act (8 U.S.C. 1151(b)(1)) is amended by adding at the end the following:

“(F) Aliens who—

“(i) are eligible for a visa under paragraph (1) or (3) of section 203(a); and

“(ii) have a parent (regardless of whether the parent is living or dead) who was naturalized pursuant to—

“(I) section 405 of the Immigration Act of 1990 (Public Law 101-649; 8 U.S.C. 1440 note); or

“(II) title III of the Act of October 14, 1940 (54 Stat. 1137, chapter 876), as added by section 1001 of the Second War Powers Act, 1942 (56 Stat. 182, chapter 199).”.

SA 3967. Ms. HIRONO submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle C of title V, insert the following:

SEC. 530C. INVESTIGATIONS OF SEXUAL HARASSMENT.

(a) **IN GENERAL.**—Section 1561 of title 10, United States Code, is amended to read as follows:

“§ 1561. Complaints of sexual harassment: independent investigation

“(a) **ACTION ON COMPLAINTS ALLEGING SEXUAL HARASSMENT.**—A commanding officer or officer in charge of a unit, vessel, facility, or area of an armed force under the jurisdiction of the Secretary of a military department, who receives, from a member of the command or a member under the supervision of the officer, a formal complaint alleging sexual harassment by a member of the armed forces shall, as soon as practicable after such receipt, forward the complaint to an independent investigator.

“(b) **COMMENCEMENT OF INVESTIGATION.**—To the extent practicable, an independent investigator shall commence an investigation of a formal complaint of sexual harassment not later than 72 hours after—

“(1) receiving a formal complaint of sexual harassment forwarded by a commanding officer or officer in charge under subsection (a); or

“(2) receiving a formal complaint of sexual harassment directly from a member of the armed forces; and

“(c) **DURATION OF INVESTIGATION.**—To the extent practicable, an investigation under subsection (b) shall be completed not later than 14 days after the date on which the investigation commences.

“(d) **REPORT ON INVESTIGATION.**—(1) If the investigation cannot be completed within 14 days, not later than the 14th day after the investigation commences, and every 14 days thereafter until the investigation is complete, the independent investigator shall submit to the officer described in subsection (a) a report on the progress made in completing the investigation.

“(2) To the extent practicable, and as soon as practicable upon completion of the investigation, the officer described in subsection (a) shall notify the complainant of the final results of the investigation, including any action taken, or planned to be taken, as a result of the investigation.

“(e) **DEFINITIONS.**—In this section:

“(1) The term ‘formal complaint’ means a complaint that an individual files in writing and attests to the accuracy of the information contained in the complaint.

“(2) The term ‘independent investigator’ means a member of the armed forces or employee of the Department of Defense who—

“(A) is outside the chain of command of the complainant and the subject of the investigation; and

“(B) is trained in the investigation of sexual harassment, as determined by—

“(i) the Secretary concerned, in the case of a member of the armed forces; or

“(ii) the Secretary of Defense, in the case of a civilian employee of the Department of Defense.

“(3) The term ‘sexual harassment’ has the meaning given that term in section 920d(b) of this title (article 120d of the Uniform Code of Military Justice).”.

(b) **CLERICAL AMENDMENT.**—The table of sections at the beginning of chapter 80 of title 10, United States Code, is amended by striking the item relating to section 1561 and inserting the following new item:

“1561. Complaints of sexual harassment: independent investigation.”.

(c) **EFFECTIVE DATE.**—The amendment to section 1561 of such title made by this section shall—

(1) take effect on the day that is two years after the date of the enactment of this Act; and

(2) apply to any investigation of a formal complaint of sexual harassment (as those terms are defined in such section, as amended) made on or after that date.

(d) **REPORT ON IMPLEMENTATION.**—